

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

IN RE: ALLERGAN BIOCELL
TEXTURED BREAST IMPLANT PRODUCT
LIABILITY LITIGATION

This Document Relates To: All Class Action Cases

MDL No. 2921

Case No. 2:19-md-2921-BRM-JAD

**PLAINTIFFS' STATEMENT CONCERNING PERSONAL JURISDICTION, VENUE,
AND DIRECT FILING OF CONSOLIDATED CLASS ACTION COMPLAINT**

Pursuant to this Court's May 5, 2020 Order (ECF 98), on May 26, 2020, Plaintiffs filed their Consolidated Class Action Complaint ("Class Complaint") (ECF 118). The Class Complaint includes 63 named Plaintiffs, 45 of whom previously filed putative class action complaints that were transferred to and/or made part of MDL 2921.¹ The remaining 18 Named Plaintiffs are new.

Exhibit A identifies the respective remand districts, absent stipulation of the parties, for each of the 63 Named Plaintiffs, as described in Case Management Order No. 6 (ECF 83). Note that all new Named Plaintiffs have identified the United States District Court for the District of New Jersey as their remand district.

Plaintiffs provide this Statement and Exhibit A to avoid or minimize motion practice challenging personal jurisdiction, venue, and direct filing based on the Class Complaint. However,

¹ *Alabama Doe, et al. v. Allergan, Inc.*, Case No. 2:19-cv-21635 (D.N.J.); *Valdez, et al. v. Allergan, Inc.*, Case No. 8:2019-cv-01931 (C.D. Cal.); *F.A. et al. v. Allergan, Inc.*, Case No. 8:19-cv-2337 (C.D. Cal.); *C.C. v. Allergan, Inc.*, Case No. 4:19-cv-06347 (N.D. Cal.); *Newman, et al. v. Allergan, Inc.*, Case No. 19-cv-05968 (E.D.P.A.); *Russell, et al. v. Allergan, Inc.*, Case No. 6:19-cv-02016 (M.D. Fla.); *A.B., et. Al. v. Allergan, Inc.*, case No. 8:19-cv-01651 (C.D. Cal.); *Kosto, et al. v. Allergan, Inc.*, Case No. 2:19-cv-13512 (E.D. Mich.); *Zettlemoyer v. Allergan, Inc.*, Case No. 3:19-cv-00866 (M.D. Tenn.).

should the Court prefer that Plaintiffs amend the Class Complaint to specifically identify each Plaintiff's remand district therein, Plaintiffs will certainly do so.

Dated: August 6, 2020

Respectfully Submitted,

By: /s/ James E. Cecchi

James E. Cecchi

CARELLA, BYRNE, CECCHI, OLSTEIN,
BRODY & AGNELLO, P.C.

5 Becker Farm Road

Roseland, New Jersey 07068

Telephone: (973) 994-1700

Facsimile: (973) 994-1744

Email: jcecchi@carellabyrne.com

Liaison Counsel for Plaintiffs

Shanon J. Carson

John Kerrigan

BERGER MONTAGUE PC

1818 Market St., Suite 3600

Philadelphia, PA 19103

Ph. 215.875.4656

scarson@bm.net

jkerrigan@bm.net

John Albanese

BERGER MONTAGUE PC

43 SE Main Street, Suite 505

Minneapolis, MN 55418

Ph. 612.594.5997

jalbanese@bm.net

Elizabeth A. Fegan

FEGAN SCOTT LLC

150 S. Wacker Dr., 24th Floor

Chicago, IL 60606

Ph. 312-741-1019

Fax 312-264-0100

beth@feganscott.com

Jessica H. Meeder

FEGAN SCOTT LLC

1200 G St., NW, Suite 800
Washington, D.C. 20005-3820
Ph. 202.921.6007
jessica@feganscott.com

Lynn Ellenberger
FEGAN SCOTT LLC
500 Grant Street
Suite 2900
Pittsburgh, PA 15219
Ph. 412.346.4104
Fax 412.785.2400
lynn@feganscott.com

**EXHIBIT A TO PLAINTIFFS' STATEMENT CONCERNING PERSONAL
JURISDICTION, VENUE, AND DIRECT FILING OF CONSOLIDATED CLASS
ACTION COMPLAINT**

| | PLAINTIFF | SELECTED REMAND DISTRICT |
|----|------------------------|-------------------------------------|
| 1 | Susan Adair | D.N.J. |
| 2 | Stephanie Adkins | D.N.J. |
| 3 | Kerry Andersen-Doumite | C.D. Cal. |
| 4 | Frances Atkinson | C.D. Cal. |
| 5 | B.E. Benefield | D.N.J. |
| 6 | Starlene Bernal | C.D. Cal. |
| 7 | W. Elaine Blythe* | D.N.J. |
| 8 | Nichole Boucree | D.N.J. |
| 9 | Dallas Buckman | D.N.J. |
| 10 | Kelsey Burrell | C.D. Cal. |
| 11 | Shannon Cawley | D.N.J. |
| 12 | Cathy Coakley | N.D. Cal. |
| 13 | Sylvia Constantine | D.N.J. |
| 14 | Laurie Cozad* | D.N.J. |
| 15 | Kawana Curry* | D.N.J. |
| 16 | Dixie Daniels | D.N.J. |
| 17 | K.A. DeFalco | D.N.J. |
| 18 | Jacqueline A. Dorney | D.N.J. |
| 19 | Rebecca Duvall | D.N.J. |
| 20 | RoseAnn Earhart* | D.N.J. |
| 21 | Robin Ellers | D.N.J. |
| 22 | AnnaMaria Fabiano | C.D. Cal. |
| 23 | Amber Ferrell-Steele | E.D.P.A. |
| 24 | Amy Ferrera | M.D. Fla. |
| 25 | Kimberly Forshey | D.N.J. |
| 26 | Heather Glidden* | D.N.J. |

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| 27 | Cindy Gobler | D.N.J. |
| 28 | Bambi Hodge | C.D. Cal. |
| 29 | Melinda Howard* | D.N.J. |
| 30 | Terri Karren | C.D. Cal. |
| 31 | Lisa Kosto | E.D. Mich |
| 32 | Heidi Lee | E.D. PA |
| 33 | Debbie Lenard | D.N.J. |
| 34 | Tammy Lester* | D.N.J. |
| 35 | Leigh Lofgren* | D.N.J. |
| 36 | Charlotte Machado | C.D. Cal. |
| 37 | Margaret Massie | E.D. Mich |
| 38 | Amy McKee | D.N.J. |
| 39 | Fran McNeill | D.N.J. |
| 40 | Julia Musall* | D.N.J. |
| 41 | Ellen Newman | E.D.P.A. |
| 42 | Kimberly Nichols* | D.N.J. |
| 43 | Claudia Ochoa* | D.N.J. |
| 44 | Lynn Owens* | D.N.J. |
| 45 | April Piepenburg | D.N.J. |
| 46 | Tammi Poling | D.N.J. |
| 47 | B.E. Rivkind | E.D.P.A. |
| 48 | Kelli Russell | M.D. Fla. |
| 49 | Kaylann Ryan | E.D. Mich. |
| 50 | Beth Samenus | D.N.J. |
| 51 | Andrea Shiock* | D.N.J. |
| 52 | Jill Smith | D.N.J. |
| 53 | Diane Smyth* | D.N.J. |
| 54 | Laura Sullivan | D.N.J. |
| 55 | Pamela Thornton | C.D. Cal. |
| 56 | Pansy Tully* | D.N.J. |
| 57 | Francine Wagner | C.D. Cal. |

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| 58 | Joann Wagner* | D.N.J. |
| 59 | Rhonda Way* | D.N.J. |
| 60 | Francis Weber | D.N.J. |
| 61 | Louise Womack | D.N.J. |
| 62 | Mary (Liza) Yowell* | D.N.J. |
| 63 | Dana Zettlemoyer | M.D. Tenn. |

* New Named Plaintiffs